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IPSWICH CONSERVATION COMMISSION
Meeting Minutes
October 7, 2015

Pursuant to a written notice posted by the Town Clerk and delivered to all Conservation Commission members, a meeting was held Wednesday, October 7, 2015 at 7:08 p.m. in Room A of the Ipswich Town Hall. Members present were Acting Chairman Sissy ffolliott, Acting Vice-Chair David Standley, Commissioners Brian O'Neill, Catherine Carney-Feldman, and Associate Commissioner Raymond Putnam. Also present was Agent Alicia Geilen and Recording Secretary Cathy Miaskiewicz. Absent with prior notice was Jennifer Hughes, William McDavitt and Michele Hunton.

DEFINITION INDEX:

BVW - Bordering Vegetative Wetland

COC – Certificate of Compliance

CR – Conservation Restriction

DEP - Department of Environmental Protection

EO – Enforcement Order

ICC – Ipswich Conservation Commission

NOI – Notice of Intent

NDZ – No-Disturbance Zone

O & M Plan – Operations and Maintenance Plan: An O&M plan is an indication that a facility is in continued compliance with applicable regulations and permit conditions

OOB – Order of Conditions

ORAD – Order of Resource Area Delineation

RDA – Request for Determination of Applicability (*below is a list of possible outcomes for RDAs*)

Negative #2 Determination (NDA)– This is an approval for work in in resource areas

Negative #3 Determination (NDA)– This is an approval for work in in buffer zones

Negative #5 Determination (NDA) – This is approval for work that meets the requirements of an exception under the WPA

Negative #6 Determination– This is an approval for work under the Ipswich Wetland Protection Bylaw

Positive Determination – This is a denial requiring an NOI to be filed should the applicant wish to pursue

RPA - Riverfront Protection Act

WPA – Massachusetts Wetlands Protection Act (310 CMR 10.00 *et seq.*)

Citizen's Queries:

MATTER: Lee Gale: 12 Bowdoin Road , guidance for street drainage and repaving for private road.
DISCUSSION: Present was Lee Gale on behalf of the residents of Bowdoin Road. [Discussion: email sent to Agent Geilen.] Mr. Gale gave a history of the drainage and runoff problems on the road due to a plugged basin. Mr. Gale requested a waiver of filing fees, stating that the residents pay the cost of paving. Acting Vice-Chair

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Standley stated that this matter was subject to filing and would require an NOI and an engineered plan. ICC will not waive fees.
RECOMMENDATION OF AGENT: none
MOTION: ♦ N/A
ACTION ITEMS / SPECIAL INSTRUCTIONS: ❖ None
DOCUMENT LIST: None

Ongoing Matters Being Continued to FUTURE Sessions:

MATTER: 36-434: 16 North Ridge Road, Hurley. Continued from September 21, 2015. Applicant requested continuance to October 21, 2015.
DISCUSSION: There was no one present for this matter. The applicant had requested continuance to October 21, 2015.
RECOMMENDATION OF AGENT: <i>To continue to October 21, 2015.</i>
MOTION: ♦ A motion was made by Commissioner Carney-Feldman to continue to October 21, 2015. The motion was seconded by Acting Vice-Chair Standley and passed unanimously.
ACTION ITEMS / SPECIAL INSTRUCTIONS: ❖ None
DOCUMENT LIST: <i>Continuation request</i>

Requests for Certificates of Compliance:

MATTER: 36-639: 10 Riverside Drive, Malcolm. <i>New; house addition.</i>
DISCUSSION: Present was Mr. Michael Seekamp of Seekamp Environmental Consulting and Larry Graham of H.L. Graham Associates. Mr. Seekamp gave a review of the matter. The native plants that were to be added as mitigation for work were not planted according to the OOC [primarily non-native species planted instead], but the areas are well stabilized. [Discussion: OOC says NDZ is to be 50' from mean high water and 10' from top of coastal bank/mitigation area; rain barrels instead of dry wells are acceptable]. Agent Geilen suggested adding 3-4 native shrubs in back and 3-4 in front to fill the areas out and increase the number of native plants. [Discussion: granite markers/NDZ demarcation.] Mr. Graham questioned the new no disturb line. Agent Geilen confirmed it was at the edge of current lawn. Agent Geilen recommended adding 3 NDZ markers at edge of lawn; one at either property line and one in the middle.
RECOMMENDATION OF AGENT: <i>To continue to October 21, 2015.</i>
MOTION: ♦ A motion was made by Acting Vice-Chair Standley to continue to October 21, 2015. The motion

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was seconded by Commissioner Carney-Feldman and passed unanimously.
ACTION ITEMS / SPECIAL INSTRUCTIONS: ❖ None
DOCUMENT LIST: COC request prepared by Seekamp Enviromental Inc. including: Envionmental Analysis, not dated (submitted 9/23/15), As-built plan entitled "Record Plan" dated 9/23/15 prepared by Graham Associates, Inc. and letter of substantial compliance dated 9/16/15 and prepared by Graham Associates, Inc.

MATTER: 36-1231: 27 Bunker Hill Road, Gustavson. New; sewage disposal system repair.
DISCUSSION: There was no one present for this matter. Agent Geilen stated that she had done a site visit and that everything was all set.
RECOMMENDATION OF AGENT: To issue a Full and Final COC.
MOTION: ♦ A motion was made by Acting Vice-Chair Standley to issue a Full and Final COC. The motion was seconded by Commissioner Carney-Feldman and passed unanimously.
ACTION ITEMS / SPECIAL INSTRUCTIONS: ❖ None
DOCUMENT LIST: COC request, As-built plan entitled "Record Plan of Subsurface Sewage Disposal System Repair" dated 6/10/15 prepared by Graham Associates, Inc. and letter of substantial compliance dated 9/22/15 and prepared by Graham Associates, Inc.

- ♦ A motion was made by Commissioner Carney-Feldman to table the matter and view under the NOI for 17 Bayview Road below. The motion was seconded by Acting Vice-Chair Standley and passed unanimously.

MATTER: 36-424: 17 Bayview Road, Hughes. Continued from September 16, 2015.
DISCUSSION:
RECOMMENDATION OF AGENT: None
MOTION: ♦ N/A
ACTION ITEMS / SPECIAL INSTRUCTIONS: ❖ None
DOCUMENT LIST: None

Requests for Determination of Applicability:

MATTER: Ben Staples for work at 6 Agawam Avenue shown on Tax Map 31D, Lot 084 for an after-the-fact REQUEST FOR DETERMINATION OF APPLICABILITY to install an 8'x10' wooden dock with a 16' walkway in jurisdictional areas.
DISCUSSION: Present were Ben Staples and Deborah Blagg, residents of 6 Agawam Avenue. Agent Geilen apologized that she had mistakenly advised them to file an incorrect form. Acting Vice-Chair Standley stated that they had two options. They could withdraw the RDA and return the filing fee and file an NOI or issue a positive determination of the RDA, and file an NOI. Agent Geilen suggested they could apply the \$50 from the RDA

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towards the NOI. The EO will be lifted once the NOI is filed. Applicant will re-file.
RECOMMENDATION OF AGENT: <i>None</i>
MOTION: ♦ N/A
ACTION ITEMS / SPECIAL INSTRUCTIONS: ❖ <i>RDA withdrawn by applicant</i>
DOCUMENT LIST: <i>Mandatory pre-filing checklist, WPA Form 1 Request for Determination of Applicability Form, Letter dated 9/22/15 entitled "Dock Installation Request" dated 9/21/15 and prepared by Ben Staples, Legal Ad, Locus Map, Plan entitled "Staples/Blagg 6 Agawam Ave, Ipswich" dated 9/21/15 and prepared by Ben Staples</i>

MATTER: Dorothy Boisseau for work at 63 Clark Road shown on Tax Map 24A, Lot 093 for a REQUEST FOR DETERMINATION OF APPLICABILITY for septic system repair/replacement in jurisdictional areas.
DISCUSSION: Present was Larry Graham of H.L. Graham Associates. Mr. Graham discussed the septic system failure and the plan to repair it.
RECOMMENDATION OF AGENT: <i>To issue a NDA 3 and 6 with no special conditions.</i>
MOTION: ♦ A motion was made by Acting Vice-Chair Standley to issue an NDA 3 and 6 with no special conditions. The motion was seconded by Commissioner Carney-Feldman and passed unanimously.
ACTION ITEMS / SPECIAL INSTRUCTIONS: ❖ <i>None</i>
DOCUMENT LIST: <i>Mandatory pre-filing checklist, WPA Form 1 Request for Determination of Applicability Form, Legal Ad, Locus Map, Plan entitled "Subsurface Sewage Disposal System Repair Plan" dated 9/16/15 and prepared by Graham Associates, Inc.</i>

MATTER: Cuvilly Arts and Earth Center for work at 10 Jeffreys Neck Road shown on Tax Map 31B, Lot 001 for a REQUEST FOR DETERMINATION OF APPLICABILITY to construct a 24 x 60 foot seasonal greenhouse in jurisdictional areas.
DISCUSSION: Present was Wayne Castonguay of Ipswich River Watershed Association. Mr. Castonguay went over the plans for the greenhouse. [Discussion: bark hut was moved and inspected by Field Inspector Decie/no-cut area was approved by Field Inspector Decie.] The applicant made a request for a waiver of formal delineation.
RECOMMENDATION OF AGENT: <i>To issue an NDA 3 and 6</i>
MOTION: ♦ A motion was made by Commissioner Carney-Feldman to approve the waiver of formal delineation. The motion was seconded by Commissioner O'Neill and passed unanimously. ♦ A motion was made by Acting Vice-Chair Standley to issue an NDA 3 and 6. The motion was seconded by Commissioner Carney-Feldman and passed unanimously.
ACTION ITEMS / SPECIAL INSTRUCTIONS: ❖ <i>None</i>
DOCUMENT LIST: <i>Mandatory pre-filing checklist, WPA Form 1 Request for Determination of Applicability Form, Legal Ad, Locus Map, Plan</i>

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entitled "Proposed Greenhouse" not dated (submitted 9/24/15)

New Notices of Intent, Minor Modifications and Formal Amendments:

♦ **A motion was made by Commissioner Carney-Feldman to untable the matter from above regarding 17 Bayview Road. The motion was seconded by Commissioner O'Neill and passed unanimously.**

MATTER: 36-1269: Lisa DiBello for work at **17 Bayview Road** shown on **Tax Map: 24A Lot: 105** for an after-the-fact **NOTICE OF INTENT** to permit the **construction of a deck, patio, beach stairway access, removal of existing vinyl fence, retention of two work sheds and approval of mitigation planting plan with native species** in jurisdictional areas.

DISCUSSION: Present was Mike DeRosa of DeRosa Environmental Consulting, Inc. Mr. DeRosa gave a review of the matter. [Discussion: proposed mitigation plan/sheds to stay/fence to be removed/mitigation area along fence/restoration area.] The mitigation plan is fine. The two deck-like platforms on the steps to the beach are in accordance with the approved plans for file #36-424. ICC required the lower shed to be moved out of restricted buffer zone. Agent Geilen stated they would need to submit revised plans with its location. [Discussion: proposed planting plan/plant list/invasive removal/2-year follow-up and monitoring/compost error to be changed/no invasives to be compost/2 NDZ markers on either side of yard/add to plan and state what will be used.] A request for waiver of NDZ was made.

RECOMMENDATION OF AGENT:

To continue to October 21, 2015

MOTION:

♦ **A motion was made by Commissioner Carney-Feldman to approve the waiver request for NDZ. The motion was seconded by Commissioner O'Neill and passed unanimously.**

♦ **A motion was made by Acting Vice-Chair Standley to continue to October 21, 2015 for revised plans. The motion was seconded by Commissioner Carney-Feldman and passed unanimously.**

ACTION ITEMS / SPECIAL INSTRUCTIONS:

❖ *None*

DOCUMENT LIST:

Packet prepared by DeRosa Environmental Inc. including: Mandatory Pre-filing Checklist, WPA Form 3 Notice of Intent Application, NOI Wetland Fee Transmittal Form, Ipswich Wetlands Protection By-law Filing Fee Calculation Worksheet, Plan entitled "Record Conditions Plan" dated 5/21/15 and prepared by Meridian Associates Inc., Legal Ad and Locus Map, Notification of Abutters, Abutters List, Affidavit of Service, Fig 1 USGS Map, Fig 2a Meridian Associates, Inc., Fig 2b Site Plan Color Rendered, Fig 2c Mitigation Planting Plan, Fig 2d Aerial Photo Depicting Project Activities, Fig 3 Aerial Photo, Fig 4 MassGIS NHESP Map, Fig 5 MassGIS Wetlands Map, Fig 6 FEMA Firmette Flood Map and Fig 7 Mouth of Coastal River Map

On-Going Notices of Intent, Minor Modifications and Formal Amendments:

MATTER: 36-1268: Cumberland Farms Inc. for work at **66 Turnpike Road** shown on **Tax Map: 27C Lot: 8** for a **NOTICE OF INTENT** for **sanitary disposal system repair** in jurisdictional areas. *Continued from 9/16/15.*

DISCUSSION: Present was Mr. Thomas Pozerski, Senior Project Manager at Merrill Inc. Mr. Pozerski presented the matter with the updates that were required. [Discussion: wood "bridge" over ditch/monitoring and maintenance/plant list updated and area increased in size/BOH approval received.] Request for waiver of NBZ and NDZ were approved at the last meeting.

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RECOMMENDATION OF AGENT: <i>To close the public hearing and issue a positive OOC with the revised Special Conditions.</i>
MOTION: <p>♦ A motion was made by Acting Vice-Chair Standley to close the public hearing. The motion was seconded by Commissioner Carney-Feldman and passed unanimously.</p> <p>♦ A motion was made by Acting Vice-Chair Standley to issue a Positive OOC with Special Conditions as drafted by the Agent. The motion was seconded by Commissioner O'Neill and passed unanimously.</p>
ACTION ITEMS / SPECIAL INSTRUCTIONS: <p>❖ None</p>
DOCUMENT LIST: <i>Plan entitled "Proposed Restoration Plan" dated 9/11/15 and prepared by Merrill Engineers and Land Surveyors and Plan entitled "Septic Repair Plan" dated 9/28/15 and prepared by Merrill Engineers and Land Surveyors</i>

MATTER: 36-1258: Nicholas Steenhaut for a project at 66 Town Farm Road shown on Tax Map 21, Lot 47A for a FORMAL AMENDMENT to an existing Order-of-Conditions, DEP File #36-1258 to request changes to Special Conditions #46 (monumentation material and spacing location of the no-disturb zone) and #35 (mowing frequency and set back limits to the no-disturb zone). <i>Continued from 9/16/15.</i>
DISCUSSION: Present was Nicholas Steenhaut. [Discussion: carrying capacity of land/sheep and chickens vs. pigs/working with NRCS (Natural Resources Conservation Service) vs. WPA/staying within numbers required.] Agent Geilen stated that the primary goal of the NRCS was not wetland protection. [Discussion: Farm Plan/erosion component/nutrients/intermittent soil testing/water sampling and monitoring.] Commissioner Carney-Feldman expressed concerned with the small space for the animals and would like to see Mr. Steenhaut start with a smaller number of animals. Mr. Steenhaut stated he is a 3 rd generation sheep farmer and has a lot of experience and only has half the number he is approved for, and that his property is in better condition than previous use. [Discussion: Implementation of plan/drought conditions.] Agent Geilen stated that the applicant was not in compliance with the OOC, that the OOC was never recorded and more work is being done than what was approved. [Discussion: NDZ not set up.] Acting Vice-Chair Standley stated that the NOI addressed the pig ranging area and did not address anything else. The wetland boundary that was established in the field by the Agent will represent the approved wetland line. [Discussion: 6' needs to be mowed beyond the fence to allow it to work properly; one pass with the mower.] Acting Vice-Chair Standley spoke of the history of the town's NDZ. He stated that it was important to understand that the request and actions represent reduction in protection of the wetlands. With approval of applications, they have allowed creation of commercial agricultural activity which in the future will have less protection. Agent Geilen stated in summary that the No-Disturbance markers would be installed 25' from the approved wetland line, the fence would be located 7' upgradient from the NDZ markers (32' from the approved wetland line), and the area between the NBZ markers and the fence would be mowed as needed to allow the fence to function. There would be 3 boulders with a post between each boulders, and all five markers with NDZ signs. Mr. Steenhaut requested spring and fall mowing of the NDZ to prevent woody plant growth, this was agreed to by the Commission. [Discussion: farm pond is different from BVW under 10.53(3)(g)/manage farm pond bank by hand/establish a 10' NDZ with boulders and NDZ signs from farm pond bank to pasture to maintain water quality/area between pond and house as to be maintained as "lawn" not "pasture" otherwise need a 10' NDZ/vista pruning allowed/vegetation in pond/get background water testing done for nitrates and phosphates and then test again for nitrates and phosphates as a special condition for extension.]
RECOMMENDATION OF AGENT: <i>To continue to October 21, 2015 to prepare revised plans and draft OOC.</i>
MOTION: <p>♦ A motion was made by Acting Vice-Chair Standley to continue to October 21, 2015. The motion</p>

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was seconded by Commissioner Carney-Feldman and passed unanimously.
ACTION ITEMS / SPECIAL INSTRUCTIONS: ❖ None
DOCUMENT LIST: "Birds Eye View of 66 Town Farm Road" photo

MATTER: 36-1253: Riverine, LLC for work at **27 Water Street** shown on **Tax Map: 31D Lot: 91A** for a **NOTICE OF INTENT to reconstruct multi-family home, gangway/ramp and floats and construction of public access deck** in jurisdictional areas. *Continued from 9/16/15.*

DISCUSSION: (see separate memo) Present was Larry Graham of H.L. Graham Associates and Curt Young of Wetlands Preservation Inc. Mr. Graham and Mr. Young presented changes and response to peer reviewers. Mr. Graham gave a review of the last meeting referring to revision 5. Acting Vice-Chair Standley asked if the stairway compliance for handicapped access was resolved. Mr. Young stated it had not yet been resolved. Acting Vice-Chair Standley stated that if a design change was required ICC would need to know about it. [Discussion: how floats function at high tides.] Mr. Young spoke of delineation. [Discussion: salt marsh species/bank connection/tidal flats/added resource areas/ /mean water elevation/town landing tides.] Agent Geilen stated that tides of 11' flood the site (4-6 times per month), and surmised that this elevation was close to where the 6' elevation. Agent Geilen discussed Land Subject to Tidal Action (LSTA) defined as "land subject to the periodic rise and fall of a coastal water body, including spring tides," which a portion of the "upland areas" of the site clearly was. [Discussion: LSTA has no performance standards, like LSCSF; building on piles vs. stem walls; question if more protection needed; building not significant impact to tidal flow.] Acting Vice-Chair Standley stated that periodically the open spaces will be flooded and that water quality during the flood is unknown and that this should be taken into account. [Discussion: float design and how it functions at high tides.][Discussed: plant bed elevation/salt-tolerant species/replant if they don't work.] [Discussion: Moorings with rode vs. stones/located in challenged property line/ICC not supportive of mooring situation for a boat to bottom out at low tide. Footings from old gantry in tidal area may remain.] Mr. Young discussed attachment #2 showing the planting details. [Discussion: plants/invasive species.] Commissioner Carney-Feldman questioned if plantings would survive. Mr. Young stated he understood the risk and they would have to make modifications with trial and error. [Discussion: Additional Peer Review/quotes/sampling work plan quotes/Irwin/Epsilon proposal costs/Cammett quote.] [Discussion: scope of the 10.58(6) exemption.] [Discussion: erosion control during flood events.] [Discussion: Pre-construction dewatering details/O & M Plan submitted before construction sequence/before public hearing is closed.]

The following refers to a document prepared by the Agent, entitled, "27 Water Street Punch List, October 7, 2015".

Punch List #1-3: Irwin Engineers opinion regarding remedial investigation - make into a Special Condition.

Punch List #4: Acting Vice-Chair Standley stated that in regards to Item 4 on the handout, the stormwater management met the standards.

♦ **A motion was made by Acting Vice-Chair Standley to approve the request to waive Standard #2 of stormwater management standards, as the site is in LSCSF. The motion was seconded by Commissioner O'Neill and passed unanimously.**

♦ **A motion was made by Acting Vice-Chair Standley for the applicant to pay for the peer review. The motion was seconded by Commissioner Carney-Feldman and passed unanimously.**

Punch List #5-10: Cammett Peer Review; applicant believes they responded to items. [Discussion: O&M plan mentioned by Cammett/need clarification before voting.] Agent Geilen will find out why Cammett is so

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expensive.]

Punch List #12: Epsilon moving forward.

[Discussion: Land subject to tidal action/Mr. Young will add 1 foot to Spring Tide location, bringing it to 5.5/elevation agreed.] [Discussion: Mitigation Plan is it sufficient for area of natural resource areas/erosion control during flood events/zone of natural vegetation/netting possibility/public access area/hard to establish with flooding/shrubs/species/density/ river stone okay but use more grasses.]

Punch List #19: Historic gantry footings: [Discussion: ICC agreed they may stay.]

Punch List #23: On-site and Off-site mitigation: [Discussion: leave up to applicant to propose, then ICC will consider.] Mr. Young quoted from By-Laws. 10.58(4) and Wetland Protection Act. [Discussion: Does NDZ/NBZ apply if RPA doesn't, does WPA apply if RPA doesn't?] Agent Geilen discussed the case law stating that the WPA applies even if the RPA does not. Town Council agrees, as does the ICC.

Punch List #25a and #25b: Small craft access and floats: [Discussion: DEP Waterways/Prohibit or accommodate/not a reasonable location for small water craft/mowing and erosion control issues/coastal bank destruction.] Acting Vice-Chair Standley stated that it would be a good idea to have a "stop mowing" order of coastal bank. [Discussion: Special Condition to applicant/stop access if they don't maintain properly.]

Punch List #28: Tidal Flats [Discussion: Pipes are included in calculation of impact/proposed floats/float stops 1.5' vs 2' above ground/details to be submitted.]

Mr. Graham suggested forming a sub-committee to review the stormwater revisions to move process forward and meet before the next meeting.

♦ **A motion was made by Acting Vice-Chair Standley to form a 3 person subcommittee to review Cammett Peer Review Report, subject to the Open Meeting Law. The motion was seconded by Commissioner Carney-Feldman and passed unanimously.** There was a tentative meeting set for Wednesday, October 14, 2015.

Abutter: Mr. William Kraft of 62 East Street spoke. Mr. Kraft stated that he had observed the property for 40 years and that this is an environmentally sensitive property due to hazardous waste in the past. He was concerned with the condition of the river going forward. He suggested the ICC hold the river to their highest standards with this project using maximum environmental protection and careful review. He stated they should use the best science and hold it to the best possible standards.

Abutter: Mr. Bill Nelson of Water Street spoke. [Discussion: Mowing on bank area/Clarification of mowing by town/different spot/vacant lot/kayak launch area and who owns it.] Acting Vice-Chair Standley stated that the ICC has been advised by town counsel to not be involved in property issues.

RECOMMENDATION OF AGENT:

To continue to October 21, 2015

MOTION:

♦ **A motion was made by Commissioner Carney-Feldman to continue to October 21, 2015. The motion was seconded by Commissioner O'Neill and passed unanimously.**

ACTION ITEMS / SPECIAL INSTRUCTIONS:

❖ *None*

DOCUMENT LIST:

"Response to Cammett's Review" dated 9/30/15 prepared by H.L. Graham Associates, Inc., "Review of Jellyfish Filter Design" dated 5/20/15 prepared by Contech Engineered Solutions, "TSS Removal Calculation Worksheet" dated 9/30/15 prepared by H.L. Graham Associates, Inc., 2 Page Permit Plan "Sections to Show Coastal Bank Determination per DEP Policy 92-1" dated 9/30/15 prepared by Graham Associates, Inc. and Donohoe Survey Inc., 7 Page Permit Plan [Page 1 Cover Page, Page 2 "Existing Conditions and Resource Area Location Plan", Page 3 Layout Plan, Page 4 Drainage Utilities and Grading Plan, Page 5 Resource Area Coverage Comparison Plan (previously existing to proposed conditions), Page 6 Resource Area

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Coverage Comparison 2 (previously existing to proposed conditions), Page 7 Profiles Section, Notes and Details], dated 9/30/15 prepared by Graham Associates, Inc. and Donohoe Survey Inc., Packet entitled "Response to Administrator's Punch List dated 9/24/15" prepared by Wetlands Preservation Inc., Peer Review of NOI (36-1253) for 27 Water Street dated 9/21/15 prepared by Epsilon Associates Inc.

Other Business:

This matter was taken out of order:

MATTER: Acceptance of land donation: 4.7 acre parcel known as Map 7 lot 9 (owner Donaldson), for conservation purposes.
DISCUSSION: The ICC agreed to accept the donation of this land.
RECOMMENDATION OF AGENT:
MOTION: ♦ A motion was made by Commissioner O'Neill to accept the land donation. The motion was seconded by Acting Vice-Chair Standley and passed unanimously.
ACTION ITEMS / SPECIAL INSTRUCTIONS: ❖ None
DOCUMENT LIST: None

Enforcement Actions:

This matter was skipped:

MATTER: 3 Valley Drive; Gambarella. Possible alteration of wetland.
DISCUSSION:
RECOMMENDATION OF AGENT: None
MOTION: ♦ N/A
ACTION ITEMS / SPECIAL INSTRUCTIONS: ❖ None
DOCUMENT LIST: None

This matter was taken out of order:

MATTER: 46 Labor In Vain Road; Sears. Enforcement Update. <i>Continued from 6/17/15.</i>
DISCUSSION: Present was Mike DeRosa of DeRosa Environmental Consulting, Inc. Mr. DeRosa gave an update on the property discussing plantings installed in the Summer of 2014. Shrubs are doing well. Gator bags on trees are being filled once a week. [Discussion: Maintain growth under trees by not mowing/Red oak whips on Coastal Bank/continue to monitor.] [Discussion: No more plant subtractions; only additions from now on, and cease mowing in the restoration areas.] [Discussion: gravel driveway longer than supposed to be, but extra native plants added to mitigate for this.] Agent Geilen recommend a planting report that documents with photos the existing conditions and then a monitoring report. Agent Geilen will speak to applicant's attorney about continuing the District Court hearings for fines issued. She recommends lifting the EO.

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RECOMMENDATION OF AGENT: <i>None</i>
MOTION: ♦ A motion was made by Acting Vice-Chair Standley to lift the EO. The motion was seconded by Commission Carney-Feldman and passed unanimously.
ACTION ITEMS / SPECIAL INSTRUCTIONS: ❖ <i>None</i>
DOCUMENT LIST: <i>None</i>

This matter was skipped:

MATTER: 6 Agawam Avenue, Blagg. Enforcement Update <i>Continued from 9/16/15.</i>
DISCUSSION:
RECOMMENDATION OF AGENT: <i>None</i>
MOTION: ♦ N/A
ACTION ITEMS / SPECIAL INSTRUCTIONS: ❖ <i>None</i>
DOCUMENT LIST: <i>None</i>

MATTER: 36-1232: 22 North Ridge Road, Mootafian. Enforcement Update <i>Continued from 9/16/15.</i>
DISCUSSION: Present was Larry Graham of H.L. Graham Associates and Denise Mootafian, applicant. Mr. Graham stated that they had complied with the EO and had set up a mitigation plan. Agent Geilen was concerned with erosion just below the top of Coastal Bank. Erosion control blankets should be installed to get through the winter. Mr. Graham agreed. [Discussion: COC/grass coming in well.]
RECOMMENDATION OF AGENT: <i>Erosion control blankets should be installed in one small area where there is no vegetation. Continue to October 21, 2015.</i>
MOTION: ♦ N/A
ACTION ITEMS / SPECIAL INSTRUCTIONS: ❖ <i>Put on hold, make the changes and meet again second meeting in May 2016.</i>
DOCUMENT LIST: <i>Permit Plan dated 9/23/15 prepared by Graham Associates, Inc.</i>

Tabled Matters and Discussion Items:

Marsh Hundreds Land Donation (Ingemi)

♦ A motion was made by Acting Vice-Chair Standley to spend up to \$1,000 to clear the title. The motion was seconded by Commissioner Carney-Feldman and passed unanimously.

Backlog Work: Update and Action Items

None

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Interim Reports of Special Project Subcommittees

None

Approval of Minutes:

None

Document Signage: (No Vote Required)

- 36-1267: 24 Dartmouth Road, OOC Approved 9/16/15
- 36-901: 45 Heartbreak Road, OOC re-sign for recording purposes.

Adjournment:

- ♦ A motion was made by Commissioner Carney-Feldman to adjourn the meeting at 11:00 p.m. The motion was seconded by Acting Vice-Chair Standley and passed unanimously.

Respectfully submitted,



Cathy Miaskiewicz
Recording Secretary

These minutes are the summary of a taped meeting and of secretarial notes. As such, the Ipswich Conservation Commission reserves the right to supplement these minutes with tapes and vice versa, to reflect the proceedings. The Ipswich Conservation Commission does not guarantee the quality of the tapes, nor does it exclusively rely upon them.